

Message Text

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DRAFTED BY L/NEA:BKHUFFMAN:DSC

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FM SECSTATE WASHDC

TO AMEMBASSY TEHRAN IMMEDIATE

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E.O. 11652: N/A

TAGS: BGEN, IR

SUBJECT: CONDUCT OF AMERICAN BUSINESS IN IRAN

REFS:A.TEHRAN 6753, B. STATE 152191, C. STATE 161265,

D. TEHRAN 5592

1. IN ADDITION TO ANSWERS TO QUESTIONS WE HAVE POSED IN
REFS B AND C WE WOULD WELCOME INFORMATION ON FOLLOWING
ISSUES:

A. THOUGH PARA 1 OF REF D STATES AFFIDAVIT TO BE RE-
QUIRED FROM ALL FOREIGN FIRMS DOING BUSINESS IN IRAN, WE
PRESUME IT IS ONLY MANDATORY FOR FOREIGN FIRMS DOING
BUSINESS WITH GOI. IS THIS CORRECT?

B. AFFIDAVIT APPEARS TO BE REQUIRED AS PRECONDITION TO
UNDERTAKING BUSINESS ACTIVITIES. DOES THIS MEAN IT IS
INAPPLICABLE TO CURRENT ACTIVITIES ALREADY UNDERWAY?

C. WE NOTE THAT WHEREAS LONG FORM AFFIDAVIT CONTAINED
REF D IS AIMED AT REQUIRING DISCLOSURE OF AGENCY RELATION-
SHIPS, SHORT FORM AFFIDAVIT IN REF A WOULD PROHIBIT ALL
SUCH RELATIONSHIPS. IS THIS CORRECT INTERPRETATION? IS
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USE OF SHORT FORM CONFINED TO SALES TO MINISTRY OF WAR?

IF SO, DOES BLANKET PROHIBITION RELATE TO COMMERCIAL
SALES TO MINISTRY OF WAR AS WELL AS TO GOVERNMENT-TO-

GOVERNMENT SALES? ITS REFERENCE TO QTE ADVISERS, CONSULTANTS OR THIRD PARTIES UNQTE WOULD APPEAR TO COVER LEGAL FINANCIAL AND OTHER ADVISERS BOTH IN IRAN AND U.S.
ANY REFINEMENT OF THESE SWEEPING TERMS WOULD BE HELPFUL.
INGERSOLL

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